

Application No.: 10/603,444

Amendment dated: August 3, 2005

Reply to Office Action dated: June 3, 2005

REMARKS/ARGUMENTS

Claims 16-28 are pending in the application. No claims have been amended.

Claims 16-23 were rejected under 35 U.S.C. §103(a) as being unpatentable over Applicants' Admitted Prior Art (AAPA) in view of Adams et al., U.S. Patent No. 3,566,207 (hereinafter "Adams"). Claims 24-28 are objected to as being dependent upon a rejected base claim, but would be allowable if rewritten in independent form.

Rejections under 35 U.S.C. §103

Claims 16-23 were rejected under 35 U.S.C. §103(a) as being unpatentable over AAPA in view of Adams. Adams discloses a silicon chip, constituting the substrate of an integrated circuit, which is coated first with chromium, and then tin, to provide a surface that will bond at temperatures as low as 217 degrees Celsius to a gold-surfaced mounting pad (See Abstract).

The Applicants traverse these rejections, in part, because neither AAPA nor Adams teach or suggest physically stabilizing, by the placement device, the hard drive arm component, as called for in claim 16. Claims 17-23 depend from claim 16.

The Office Action states:

In response to applicant's argument that the references fail to show certain features of applicant's invention, it is noted that the features upon which applicant relies (*i.e.*, the placement device directly contacts the hard drive component) are not recited in the rejected claim(s). Although the claims are interpreted in light of the specification, limitations from the specification are not read into the claims. *See In re Van Geuns*, 988 F.2d 1181, 26 USPQ2d 1057 (Fed. Cir. 1993). In the instant case, AAPA teaches the placement device (220), in combination with the base support (211), indirectly stabilizes

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the hard drive arm component (206). The rejection is maintained despite applicant's traversal.

(Office Action, p. 3-4).

First, nowhere in the previous response did the Applicants state that the placement device "directly" contacts the hard drive component. Applicants stated that neither AAPA nor Adams teach or suggest physically stabilizing, by a placement device, a hard drive head device and a hard drive arm component utilizing sub-ambient pressure to maintain the position of said head device with respect to said arm component, as called for in claim 16.

Second, the AAPA does not teach that the placement device (220), in combination with the base support (211), indirectly stabilizes the hard drive arm component (206). As discussed in the background section of the application:

A base support 211 and a first clamping cover 220 stabilize the magnetic head 202. A second clamping cover 221 stabilizes the suspension tongue 206. A second base support (not shown) secures the load beam 212.

(Office Action, Paragraph 4).

In other words, the base support 211 is used with the placement device to stabilize the head. The hard drive arm is stabilized by a clamping cover 221 and a second base support (not shown). Thus an element of claim 16, and by their dependencies claims 17-23, are not disclosed by AAPA and Adams.

Therefore, reconsideration and withdrawal of the rejection of claims 16-23 under 35 U.S.C. §103(a) is respectfully requested.

It is believed that this Amendment places the application in condition for allowance, and

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early favorable consideration of this Amendment is earnestly solicited.

If, in the opinion of the Examiner, an interview would expedite the prosecution of this application, the Examiner is invited to call the undersigned attorney at the telephone number listed below.

The Office is hereby authorized to charge any fees, or credit any overpayments, to Deposit Account No. **11-0600**.

Respectfully submitted,

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